

APPLICATION FOR PERMIT

Serial No. 10507

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAY 18 1940
 Returned to applicant for correction _____
 Corrected application filed _____

The undersigned Emery Garrett
Name of applicant
 of Nyala, County of Nye,
 State of Nevada, hereby makes application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.) _____

1. The source of the proposed appropriation is Big Creek's
Name of stream, lake, or other source.

2. The amount of water applied for is four second-feet.
One second-foot equals 40 miners' inches

3. The water to be used for Irrigation & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:
SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 14, T. 4 N., R. 55 E.; M.D.B. & M.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 120 acres
- (b) Description of land to be irrigated NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 36, T. 5 N., R. 55 E.; SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 36, T. 5 N., R. 55 E.; NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 36, T. 5 N., R. 55 E.; SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 31, T. 5 N., R. 56 E.
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about March 1st and end about Feb. 28th of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located; or locate by course and distance to a section corner.
- (f) Point of return of water to stream no return
Describe in same manner as point of diversion.
- (g) State number and kinds of animals to be watered _____
- (h) Use will begin about _____ and end about _____, of each year.
Month Month
- (i) Remarks In fact this work is completed and I have been using water through this ditch since the spring of 1930, without any protest; this ditch is carrying about 3 sec. ft. of water at present time and is being put to beneficial use on the above described lands.

DESCRIPTION OF PROPOSED WORKS

Earthen & Rock Dam and Ditch $3\frac{1}{8}$ miles long.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$500

6. Estimated time required to construct works 30 days

7. Remarks

For use of applicant

Emery Garrett, Applicant.

By F. M. Rapp
Deputy State Water Right Surveyor

Compared RMG-C.T.

This sheet inspected

Engineer.
Protested July 24, 1940. by Bordoli Brothers.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

1. This permit is issued subject to all prior rights on the source. A substantial weir must be installed and maintained to facilitate the measurement of water. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.20 cubic feet per second.

Actual construction work shall begin on or before February 28, 1945

Proof of commencement of work shall be filed before March 28, 1945

Work must be prosecuted with reasonable diligence and be completed on or before February 28, 1947

Proof of completion of work shall be filed before March 28, 1947

Application of water to beneficial use shall be made on or before February 28, 1949

Proof of the application of water to beneficial use must be filed with State Engineer on or before March 28, 1949

Map Filed June 18, 1940

Proof of commencement of work filed MAR 5 1945

Proof of completion of work filed MAR 5 1945

Proof of beneficial use filed APR 15 1949

Recorded Aug 25, 1949 Pg. 2 of 232

Compared EMANN

WITNESS MY HAND AND SEAL this 28th day

of August 1944

State Engineer.